

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

HARRY L. BIERLEY,	)	
	)	
Petitioner,	)	
	)	
v.	)	Civil Action No. 04-363 Erie
	)	
WARDEN JAMES VESCHECCO, et al.,	)	
	)	
Respondents.	)	

**ORDER**

AND NOW, this 13<sup>th</sup> day of October, 2005, and upon consideration of the Petitioner, Harry L. Bierley's Motion to Reopen Pleadings Due to Mistake of Fact [Doc. No. 9], it is hereby ORDERED that the Motion is GRANTED.

s/ Sean J. McLaughlin  
United States District Judge

cm: All parties of record.